

MAY 02 2005

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)**

Submission (b) of 35 U.S.C. § 132, effective on May 29, 2000,

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number: 10/686,498
Filing Date: October 15, 2003
First Named Inventor: Colin Michael Kernan
Group Art Unit: 2833
Examiner Name: Alexander Gilman
Attorney Docket Number: 883.0059USU
CUSTOMER NO.: 27623

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.
Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

a. XXXXX Previously submitted

i. XXXXX

Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on March 28, 2005 (any unentered amendment(s) referred to above will be entered).

ii. _____

Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. _____

Other _____

b. _____ Enclosed

i. _____

Amendment/Reply with transmittal

ii. _____

Affidavit(s)/Declaration(s)

iii. _____

Information Disclosure Statement (IDS) and PTO-1449

iv. _____

Other _____

2. **Miscellaneous**

a. _____

Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b. _____

Other _____

3. **Fees** The RCE fee Under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

a. XXXXX The Director is hereby authorized to charge the amount of **\$790.00** (RCE Fee) to Deposit Account No. **50-1239**. Any deficiency in fees, or credit any overpayments to Deposit Account No. **01-0467**.

i. XXXXX

RCE fee (\$790.00) required under 37 C.F.R. §1.17(e)

ii. _____

Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. _____

Other _____

b. _____

Check in the amount of \$ _____ enclosed

c. _____

Payment by credit card (Form PTO-2038 enclosed)

April 27, 2005
Date of Signature

05/03/2005 HVUONG1 00000020 501239 10686498

01 FC:1801 790.00 DA

Charles N.J. Ruggiero

Charles N.J. Ruggiero, Esq.

Attorney for Applicant(s)

Registration No. 28,468

Ohlandt, Greeley, Ruggiero & Perle, L.L.P.

One Landmark Square, 10th Floor

Stamford, Connecticut 06901-2682

Telephone: (203) 327-4500

Telefax: (203) 327 6401

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 27, 2005.

Keysha Whitaker
NAME

Keysha Whitaker
SIGNATURE

4-27-05
DATE